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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/628,831	07/31/2000	Michael K. Hargens	1320	5162
28004	7590	07/14/2005	EXAMINER	
SPRINT 6391 SPRINT PARKWAY KSOPHT0101-Z2100 OVERLAND PARK, KS 66251-2100			BOUTAH, ALINA A	
			ART UNIT	PAPER NUMBER
			2143	

DATE MAILED: 07/14/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/628,831

Applicant(s)

HARGENS ET AL.

Examiner

Alina N Boutah

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 11 May 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 100-110 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 100-110 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

DETAILED ACTION

Response to Amendment

This action is in response to the amendment received May 11, 2005. Claims 100-110 are pending in the present application.

Claim Rejections - 35 USC § 112

Applicant's argument has been considered and is found persuasive, therefore the 112 rejection of claims 100 and 110 are withdrawn.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 100-110 are rejected under 35 U.S.C. 103(a) as being unpatentable over USPN 6,185,545 issued to Resnick et al (hereinafter Resnick) in view of USPAP 2002/0046255 issued to Moore et al. (hereinafter referred to as Moore).

Regarding claim 100, a method of providing communication accounts to end-users from a plurality of web sites, the method comprising:

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in a first one of the web-sites, interacting with a first one of the end-users over the internet, and in response, transferring a first communication account request over the internet to an account server (figures 3,8 and 9A-D; col. 6, lines 5-16, 37-40, 58-62);

in the account server, validating the first website in response to receiving the first communication account request, selecting a first account code for the first end-user in response to validating the first web site, and transferring the first account code over the internet to the first web site (figures 3 and 8; col. 6, lines 5-16, 37-40, 58-62; col. 7, lines 27-39);

in the first web-site, transferring the first account code over the internet to the first end-user wherein the first end user uses the first account code to obtain a first communication service from a communication service provider (figures 3 and 8; col. 6, lines 5-16, 37-40, 58-62; col. 7, lines 27-39).

However, Resnick fails to explicitly teach providing communication accounts to end-users from multiple web sites.

The Resnick-Moore combination teaches providing communication accounts to end-user from multiple web sites (Moore: figure 1, 0005, 0027, 0029). At the time the invention was made, one of ordinary skill in the art would have been motivated to teach providing communication accounts to end-users from multiple web sites in order to allow multiple users to access different web sites, thus maximizing the communication service capability.

Regarding claim 101, Resnick teaches the method of claim 100 wherein the communication service comprises a prepaid communication service (col. 1, lines 45-64).

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Regarding claim 102, Resnick teaches the method of claim 100 wherein the communication service is a wireless communication service (col. 1, lines 45-64).

Regarding claim 103, Resnick teaches the method of claim 100 wherein the communication service comprises an internet access service (figure 8).

Regarding claim 104, Resnick teaches the method of claim 100 wherein the first account code comprises a personal identification number (PIN) (col.5, lines 4-13).

Regarding claim 105, Resnick teaches the method of claim 100 wherein the first account code comprises a password (col.5, lines 4-13).

Regarding claim 106, the Resnick-Moore combination teaches the method of claim 100 wherein the first communication account request identifies the first end-user and the second communication account request identifies the second end-user (Resnick: figure 8, Moor: 0005).

Regarding claim 107, the Resnick-Moore combination teaches the method of claim 100 wherein the first communication account request identifies a first monetary amount and the second communication account request identifies a second monetary amount (Resnick: col. 9, line 55; Moore: 0046).

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Regarding claim 108, the Resnick-Moore combination teaches the method of claim 100 further comprising, in the account server, selecting a first monetary amount for the first account code and selecting a second monetary amount for the second account code (Resnick: col. 9, line 55; Moore: 0046).

Regarding claim 109, the Resnick-Moore teaches the method of claim 100 further comprising, in the account server, selecting a first time amount for the first account code and selecting time amount for the second account code (Resnick: col. 9, line 55; Moore: 0046).

Claim 110 is similar to claim 100 therefore is rejected under the same rationale.

Response to Arguments

Applicant's arguments filed May 11, 2005 have been fully considered but they are not persuasive.

In response to Applicant's argument that Resnick does not teach or disclose "in a first one of the web-sites, ... transferring a first communication account request over the internet to an account server," and "in the account server, validating the first web site in response to receiving the first communication account request," and "in the first web-site, transferring the first account code to obtain a first communication service from a service provider," the Patent Office respectfully disagrees and submits that these limitations are taught in Resnick.

Figures 9A-D teach a series of flow charts illustrating a method for communicating authorization requests to the intermediary payment processor. This is interpreted as transferring

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account request to an account sever. Col. 6, lines 5-16, 37-40, 58-62 as well as col. 7, lines 27-39 teaches validating a transaction to verify that an end-user account number exists, and activating user's account after it has been confirmed or validated.

For reasons above, Resnick does teach the claimed invention. Therefore the rejections are sustained.

Conclusion

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Alina N. Boutah whose telephone number is 571-272-3908. The examiner can normally be reached on Monday-Friday (9:00 am - 5:00 pm).

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David A. Wiley can be reached on 571-272-3923. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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